

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In re Application of:** Brian J. Brown, Michael L. Davis  
**Application No.:** 09/934178  
**Filed:** August 21, 2001  
**For:** Improved Longitudinally Flexible Expandable Stent  
**Examiner:** Paul Prebilit  
**Group Art Unit:** 3738

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Docket No.: S63.2N-5605-US05

## TRANSMITTAL LETTER

1. In regard to the above-identified application, in addition to this 1 page transmittal letter, we are submitting the attached:  
**1 page Request for Continued Examination (RCE) Transmittal; 46 page copy of previously submitted Amendment dated October 3, 2003; \$770.00 check and Postcard.**
2. With respect to fees:
  - ☐ No additional fee is required.
  - ☒ Attached is check(s) in the amount of \$770.00
  - ☐ Charge additional fee to our Deposit Account No. 22-0350.
3. **CONDITIONAL PETITION FOR EXTENSION OF TIME**  
This conditional petition is being filed along with the papers identified in Item 1 above and provides for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time or for a petition and fee for any other matter petitionable to the Commissioner as required. If any extension of time for the accompanying response is required or if a petition for any other matter is required, by petitioner, Applicant requests that this be considered a petition therefor.
4. Notwithstanding paragraph 2 above, if any additional fees associated with this communication are required and have not otherwise been paid, including any fee associated with the Conditional Petition for Extension of Time, or any request in the accompanying papers for action which requires a fee as a petition to the Commissioner, please charge the additional fees to Deposit Account No. 22-0350. Please charge any additional fees or credit overpayment associated with this communication to the Deposit Account No. 22-0350.

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Respectfully submitted,

VIDAS, ARRETT &amp; STEINKRAUS

Date: November 5, 2003

By: \_\_\_\_\_

James M. Urzedowski  
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f:\wpwork\jmu\05605us05\_tra2\_20031105.doc

**Certificate Under 37 CFR 1.10:** I hereby certify that this Transmittal Letter and the paper(s) as described herein, are being deposited in the U.S. Postal Service, as EXPRESS MAIL, Label No. EL992795159US, addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on November 5, 2003.

*Rebecca M. Painschab*  
Rebecca M. Painschab



THIS WILL ACKNOWLEDGE RECEIPT OF THE FOLLOWING  
IN THE U.S. PATENT AND TRADEMARK OFFICE.

ENCLOSURES:

4 page Amendment; 37 page copy of list of copending related  
claims; VAS transmittal and return postcard; 2 sheets of formal  
corrected drawings.

DOCKET NO: S63.2-5605-US05

APPLICANT: Brown et al.

SERIAL NO: 09/934,178

PRIORITY DATE:

CLIENT: SCIMED LIFE SYSTEMS, INC.

MAILED: via *express* mail this 3<sup>rd</sup> day of Oct. 2003.

*Express Mail No. E1992794533US*

*Jm/z/rmp*



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